

**JUNE 5, 2006
PARMA CITY HALL COUNCIL CHAMBER
REGULAR COUNCIL MEETING
7:00 P.M.**

The Regular Council Meeting was called to order by President of Council Charles M. Germana presiding:

COUNCIL MEMBERS PRESENT:

SEAN P. BRENNAN
NICHOLAS J. CELEBREZZE
BRIAN DAY
MARY GALINAS
ROY J. JECH
LARRY NAPOLI
KENNETH A. RAMSER
THOMAS J. REGAS
SCOTT M. TUMA

Mr. Mastroianni – Mr. President, the Roll of Council has been called, and I find a quorum of Council members present.

The following officials and department heads were also present: Mayor Dean E. DePiero, Law Director Timothy G. Dobeck, Auditor Dennis M. Kish, Treasurer Anthony C. Zielinski, Service Director Brian Higgins, Safety Director Gregory Baeppler, Recreation Commissioner Mickey Vittardi, Senior Citizens Director Jo Ann Mason, Community Development Director Erik Tollerup, Mayor's Administrative Assistant Meghann McCall, Director of Public Housing Lev Kulchytsky, Assistant Building Commissioner Don Graves, Economic Development Officer/Grant Writer Shelley Cullins, and Clerk of Council Thomas Mastroianni.

INVOCATION

The Invocation was given this evening by Clerk of Council Thomas Mastroianni.

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

VOICE VOTE:

RESOLUTION NO. 180-06 6/5/06 L-180-06

BY: **K. A. RAMSER**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH,
L. NAPOLI, T. J. REGAS, S. M. TUMA

**A RESOLUTION HONORING AND RECOGNIZING
AMERICAN LEGION POST NO. 703 ON THEIR
SERVICE TO THE COMMUNITY**

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 180-06. Motion carried.

Clerk of Council Mastroianni – Read the Resolution in its entirety.

Councilman Brennan – Presented the Resolution to American Legion Post No. 703.

Mayor DePiero – Presented a Proclamation to American Legion Post No. 703.

Representative of American Legion Post No. 703 – Thanked Council for the Resolution and the Mayor for the Proclamation.

VOICE VOTE CONTINUED:

RESOLUTION NO. 195-06 6/5/06 L-196-06
BY: **S. P. BRENNAN, R. J. JECH**, N. J. CELEBREZZE, B. DAY, M. GALINAS, L. NAPOLI,
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING AND RECOGNIZING
PARKVIEW ELEMENTARY SCIENCE CLUB

Mr. Germana – Asked the Parkview Elementary Science Club to come forward and that the Clerk of Council read the Resolution in its entirety.

Councilman Brennan – Presented the Parkview Elementary Science Club with the Resolution.

Mayor DePiero – Presented the Parkview Elementary Science Club with a Proclamation.

Law Director – Presented the Parkview Elementary Science Club with an Award.

Teachers – Thanked Council for the Resolution, the Mayor for the Proclamation, and the Law Director for the Award.

RESOLUTION NO. 196-06 6/5/06 L-197-06
BY: **M. GALINAS**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, R. J. JECH, L. NAPOLI,
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING ST. BRIDGET OF KILDARE
CHURCH ON THEIR 50TH ANNIVERSARY

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 196-06. Motion carried.

RESOLUTION NO. 199-06 6/5/06 L-200-06
BY: **S. P. BRENNAN**, N. J. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI,
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING FATHER JOHN T. CARLIN
ON THE 30TH ANNIVERSARY OF HIS ORDINATION
JUNE 12, 2006

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 199-06. Motion carried.

RESOLUTION NO. 207-06 6/5/06 L-208-06
BY: **B. DAY**, N. J. CELEBREZZE, M. GALINAS, R. J. JECH, L. NAPOLI, K. A. RAMSER,
T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING LYNN W. LEARY ON HIS
RETIREMENT

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 207-06. Motion carried.

VOICE VOTE CONTINUED:

RESOLUTION NO. 219-06 6/5/06 L-219-06
BY: **S. P. BRENNAN**, N. J. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI,
K. A. RAMSER, T. J. REGAS, S. M. TUMA

A RESOLUTION HONORING AND RECOGNIZING THE
AMERICAN CANCER SOCIETY'S "RELAY FOR LIFE" AND
ALL OF THE RESIDENTS, BUSINESSES, AND SPONSORS
WHO PARTICIPATE IN THIS HUMANITARIAN EVENT

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution
No. 219-06. Motion carried.

RESOLUTION NO. 203-06 6/5/06 L-204-06
BY: **S. P. BRENNAN**, N. J. CELEBREZZE, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI,
K. A. RAMSER, T. J. REGAS, S. M. TUMA

RESOLUTION HONORING THE OFFICE OF THE
OHIO CONSUMERS' COUNSEL ON ITS 30TH
ANNIVERSARY 1976-2006

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution
No. 203-06. Motion carried.

Mayor DePiero – Presented the May, 2006 Parma "Citizen of the Month" Award and a
ceremonial Key to the City to Ms. Sandra Vojta.

LEGISLATIVE COMMENT

Mr. Germana – Asked if anyone from the public would like to comment about any
legislation that Council will be taking final action on tonight. No one wished to comment.

DISPOSAL OF THE JOURNAL

Mr. Germana – Stated, we have the Minutes from April 24, 2006 Special Council Meeting,
the May 1, 2006 Regular Council Meeting, the May 15, 2006 Regular Council Meeting, and the
May 24, 2006 Special Council Meeting. Asked if there were any additions or corrections to these
Minutes. Stated, hearing none, they will stand approved as printed.

COMMUNICATIONS, PETITIONS, AND CLAIMS

Notice to Legislative Authority, Ohio Division of Liquor Control, 6606 Tussing Road, P. O.
Box 4005, Reynoldsburg, Ohio 43068-9005, Permit Number 7324950. This is for a Transfer of a
C1, C2 Liquor Permit from RAR, Inc., dba 7-Eleven Food Store #682, 11690 Snow Road, Parma,
Ohio 44130 to RHE Enterprises, Inc., dba 7-Eleven Food Store #682, 11690 Snow Road, Parma,
Ohio 44130. Mailed 5/18/06. Responses must be post marked no later than 6/19/06.

Mr. Germana – This will be referred to the Ward Council and to the Safety Director.

Notice to Legislative Authority, Ohio Division of Liquor Control, 6606 Tussing Road, P. O.
Box 4005, Reynoldsburg, Ohio 43068-9005, Permit Number 2244997. This is for a Transfer of a
D1, D2, D3, D6 Liquor Permit from Ronika II, Inc., dba Das Schnitzel Haus & Patio, 5728 Pearl
Road, 1st Floor and Basement, Parma, Ohio 44129 to Donau, Inc., dba Das Schnitzel Haus, 5728
Pearl Road, 1st Floor and Basement & Deck, Parma, Ohio 44129. Mailed 5/26/06. Responses
must be postmarked no later than 6/26/06.

Mr. Germana – This will be referred to the Ward Council and to the Safety Director.

COMMUNICATIONS, PETITIONS, AND CLAIMS CONTINUED:

Communication dated May 17, 2006, from Dale Miller, State Senator, 23rd District, Ohio Senate, Senate Building, Columbus, Ohio 43215 thanking us for providing a copy of Council's Resolution Number 163-06 which asks Governor Taft to veto Senate Bill 265.

Communication dated May 19, 2006, from Anthony Brigano, Director of Public Inquiries, from Governor Bob Taft's Office, 77 South High Street, 30th Floor, Columbus, Ohio 43215-6117 stating that they received a copy of our Resolution Number 163-06 regarding Senate Bill 265.

The 2005 Annual Report from the Parma Fire Department is on file in the Council Office.

FIRST READING:

RESOLUTION NO. 194-06 6/5/06 L-195-06

BY: **S. M. TUMA**

A RESOLUTION ADOPTING THE BUDGET OF THE CITY
OF PARMA, OHIO, FOR THE YEAR 2007, AND DECLARING
AN EMERGENCY

Mr. Germana – Said Resolution will be referred to the Finance Committee.

RESOLUTION NO. 204-06 6/5/06 L-205-06

BY: **S. P. BRENNAN**

A RESOLUTION AUTHORIZING THE CITY LAW DIRECTOR
TO ESTABLISH "THE CITY OF PARMA ANDREW BOYKO
MEMORIAL SCHOLARSHIP"

Mr. Germana – Said Resolution will be referred to the Finance Committee.

RESOLUTION NO. 208-06 6/5/06 L-210-06

BY: **S. P. BRENNAN**

A RESOLUTION TO RENAME GERALD PARK TO "JEROME P.
STANO PARK" IN THE CITY OF PARMA

Mr. Germana – Said Resolution will be referred to the Governmental Operations Committee.

ORDINANCE NO. 213-06 6/5/06 L-215-06

BY: **M. GALINAS**

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT UNDER THE STATE OF OHIO COOPERATIVE
PURCHASE PROGRAM FOR THE PURCHASE OF A
HYDRAULIC LIFT SYSTEM FOR THE PARMA FIRE
DEPARTMENT, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee.

FIRST READING CONTINUED:

ORDINANCE NO. 221-06

6/5/06

L-221-06

BY: **S. M. TUMA**

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF AN AMOUNT NOT TO EXCEED \$350,000 OF BONDS OF THE CITY OF PARMA FOR THE PURPOSE OF PAYING THE PROPERTY OWNERS' PORTION, IN ANTICIPATION OF THE COLLECTION OF SPECIAL ASSESSMENTS, AND THE CITY'S PORTION, OF THE COSTS OF CERTAIN SEWER IMPROVEMENTS TO PORTIONS OF BROADVIEW ROAD, THORNCLIFF BOULEVARD, MAPLE DRIVE AND SAGAMORE ROAD IN THE CITY OF PARMA, CONSISTING OF THE CONSTRUCTION OF SANITARY SEWERS TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee.

ORDINANCE NO. 222-06

6/5/06

L-222-06

BY: **S. M. TUMA**

AN ORDINANCE TO PROVIDE FOR THE ISSUANCE AND SALE OF AN AMOUNT NOT TO EXCEED \$1,200,000 OF BONDS OF THE CITY OF PARMA FOR THE PURPOSE OF PAYING THE PROPERTY OWNERS' PORTION, IN ANTICIPATION OF THE COLLECTION OF SPECIAL ASSESSMENTS, AND THE CITY'S PORTION, OF THE COSTS OF CERTAIN SEWER IMPROVEMENTS TO PORTIONS OF WEST PLEASANT VALLEY ROAD IN THE CITY OF PARMA, CONSISTING OF THE CONSTRUCTION OF SANITARY SEWERS TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

Mr. Germana – Said Ordinance will be referred to the Finance Committee.

SECOND READING:

ORDINANCE NO. 197-06

5/22/06

L-198-06

(Special Meeting)

BY: **S. P. BRENNAN**

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR A FUEL STORAGE AND DISPENSING SYSTEM FOR FIRE STATION 1, LOCATED AT 5625 PEARL ROAD, AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day, to Table Ordinance No. 197-06. Motion carried.

Motion made by Councilman Day, seconded by Councilwoman Galinas, to Reconsider Ordinance No. 197-06. Motion fails. Ordinance No. 197-06 is Tabled.

SECOND READING CONTINUED:

ORDINANCE NO. 198-06

5/22/06

L-199-06

(Special Meeting)

BY: **R. J. JECH**

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR A FUEL STORAGE AND DISPENSING SYSTEM FOR FIRE STATION 2, LOCATED AT 3311 SNOW ROAD, AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day, to Table Ordinance No. 198-06. Motion carried.

Motion made by Councilman Day, seconded by Councilwoman Galinas, to Reconsider Ordinance No. 198-06. Motion fails. Ordinance No. 198-06 is Tabled.

SECOND READING SUSPENSION OF THE RULES:

ORDINANCE NO. 185-06

5/15/06

L-185-06

BY: **L. NAPOLI**

A RESOLUTION DECLARING IT NECESSARY TO IMPROVE DAVID AVENUE, GREEN VALLEY DRIVE, HOWARD STREET, ORCHARDVIEW ROAD, ROBERT STREET, AND HILLCREST LANE IN THE CITY OF PARMA, OHIO, BY PROVIDING THE INSTALLATION OF SANITARY SEWERS, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 185-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 185-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 185-06 is adopted.

THIRD READING:

ORDINANCE NO. 236-05

9/19/06

L-230-05

BY: **S. M. TUMA, S. P. BRENNAN**

(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST AND BEST BIDDER FOR THE LEASE/PURCHASE OF A 25 YARD RUBBISH PACKER, AND DECLARING AN EMERGENCY

THIRD READING CONTINUED:

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 236-05 as follows: In Section 1., Line 1., after the word "with" add the words "Best Equipment", and on Line 5., after the word "of" add the amount "\$114,862.00". Also moved to waive Rule 51 and place Ordinance No. 236-05 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 236-05 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 236-05 is adopted as amended.

ORDINANCE NO. 71-06 3/6/06 L-70-06
BY: **S. P. BRENNAN, S. M. TUMA**, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI, K. A. RAMSER,
T. J. REGAS, N. J. CELEBREZZE
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER FOR
MASONRY WORK FOR FIRE STATION #1, LOCATED AT
5625 PEARL ROAD IN THE CITY OF PARMA, AND
DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 71-06 as follows: In Section 1., Line 3., after the word "with" add the words "VIP Restoration", and on Line 5., after the word "of" add the amount "\$488,300.00". Also moved to waive Rule 51 and place Ordinance No. 71-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 71-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 71-06 is adopted as amended.

ORDINANCE NO. 74-06 3/6/06 L-73-06
BY: **S. P. BRENNAN, S. M. TUMA**, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI, K. A. RAMSER,
T. J. REGAS, N. J. CELEBREZZE
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER FOR
ASPHALT SHINGLE ROOFING FOR FIRE STATION #1,
LOCATED AT 5625 PEARL ROAD IN THE CITY OF PARMA,
AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 74-06 as follows: In Section 1., Line 3., after the word "with" add the words "USA Roofing", and on Line 5., after the word "of" add the amount "\$74,400.00". Also moved to waive Rule 51 and place Ordinance No. 74-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 74-06 as amended.

THIRD READING CONTINUED:

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 74-06 is adopted as amended.

ORDINANCE NO. 77-06 3/6/06 L-76-06

BY: **S. P. BRENNAN, S. M. TUMA**, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI, K. A. RAMSER,
S. M. TUMA, N. J. CELEBREZZE

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER FOR
PLUMBING FOR FIRE STATION #1, LOCATED AT 5625
PEARL ROAD IN THE CITY OF PARMA, AND DECLARING
AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 77-06 as follows: In Section 1., Line 3., after the word "with" add the words "CYA Plumbing", and on Line 5., after the word "of" add the amount "\$141,405.00". Also moved to waive Rule 51 and place Ordinance No. 77-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 77-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 77-06 is adopted as amended.

ORDINANCE NO. 78-06 3/6/06 L-77-06

BY: **S. P. BRENNAN, S. M. TUMA**, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI, K. A. RAMSER,
S. M. TUMA, N. J. CELEBREZZE

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER FOR
FIRE PROTECTION FOR FIRE STATION #1, LOCATED
AT 5625 PEARL ROAD IN THE CITY OF PARMA, AND
DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 78-06 as follows: In Section 1., Line 3., after the word "with" add the words "S. A. Comunale Company", and on Line 5., after the word "of" add the amount "\$74,000.00". Also moved to waive Rule 51 and place Ordinance No. 78-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 78-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 78-06 is adopted as amended.

THIRD READING CONTINUED:

ORDINANCE NO. 79-06 3/6/06 L-78-06
BY: **S. P. BRENNAN, S. M. TUMA**, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI, K. A. RAMSER,
S. M. TUMA, N. J. CELEBREZZE
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT
WITH THE LOWEST AND BEST BIDDER FOR HVAC FOR FIRE
STATION #1, LOCATED AT 5625 PEARL ROAD IN THE CITY OF
PARMA, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 79-06 as follows: In Section 1., Line 3., after the word "with" add the words "Imperial Heating and Cooling", and on Line 5., after the word "of" add the amount "\$208,000.00". Also move to waive Rule 51 and place Ordinance No. 79-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 79-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 79-06 is adopted as amended.

ORDINANCE NO. 88-06 3/6/06 L-87-06
BY: **R. J. JECH, S. M. TUMA**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS,
L. NAPOLI, K. A. RAMSER, T. J. REGAS
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER FOR
ASPHALT SHINGLE ROOFING FOR FIRE STATION #2,
LOCATED AS 3311 SNOW ROAD IN THE CITY OF PARMA,
AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 88-06 as follows: In Section 1., Line 3., after the word "with" add the words "USA Roofing", and on Line 5., after the word "of" add the amount "\$73,856.00". Also moved to waive Rule 51 and place Ordinance No. 88-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 88-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 88-06 is adopted as amended.

THIRD READING CONTINUED:

ORDINANCE NO. 92-06 3/6/06 L-91-06
BY: **R. J. JECH, S. M. TUMA**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS,
L. NAPOLI, K. A. RAMSER, T. J. REGAS
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER FOR
PLUMBING FOR FIRE STATION #2, LOCATED AT 3311
SNOW ROAD IN THE CITY OF PARMA, AND DECLARING
AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 92-06 as follows: In Section 1., Line 3., after the word "with" add the words "CYA Plumbing", and on Line 5., after the word "of" add the amount "\$168,767.00". Also moved to waive Rule 51 and place Ordinance No. 92-06 on Third Reading for passage as amend. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 92-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 92-06 is adopted as amended.

ORDINANCE NO. 93-06 3/6/06 L-92-06
BY: **R. J. JECH, S. M. TUMA**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS,
L. NAPOLI, K. A. RAMSER, T. J. REGAS
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER FOR
FIRE PROTECTION FOR FIRE STATION #2, LOCATED
AT 3311 SNOW ROAD IN THE CITY OF PARMA, AND
DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 93-06 as follows: In Section 1., Line 3., after the word "with" add the words "S. A. Comunale Company, Inc.", and on Line 5., after the word "of" add the amount "\$74,000.00". Also moved to waive Rule 51 and place Ordinance No. 93-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 93-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 93-06 is adopted as amended.

THIRD READING CONTINUED:

ORDINANCE NO. 94-06 3/6/06 L-93-06
BY: **R. J. JECH, S. M. TUMA**, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS,
L. NAPOLI, K. A. RAMSER, T. J. REGAS
(By Request - Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER FOR
HVAC FOR FIRE STATION #2, LOCATED AT 3311 SNOW
ROAD IN THE CITY OF PARMA, AND DECLARING AN
EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 94-06 as follows: In Section 1., Line 3., after the word "with" add the words "Imperial Heating and Cooling", and on Line 5., after the word "of" add the amount "\$232,000.00". Also moved to waive Rule 51 and place Ordinance No. 94-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 94-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 94-06 is adopted as amended.

ORDINANCE NO. 130-06 4/3/06 L-128-06
BY: **S. M. TUMA**
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
SERVICE TO ENTER INTO A CONTRACT WITH THE LOWEST
AND BEST BIDDER FOR THE PURCHASE OF MOTOR OIL AND
LUBRICANTS, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 130-06 as follows: In Section 1., Line 2., after the word "with" add the words "Universal Oil", and on Line 4., after the word "of" add the amount "\$34,846.60". Also moved to waive Rule 51 and place Ordinance No. 130-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 130-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 130-06 is adopted as amended.

ORDINANCE NO. 131-06 4/3/06 L-129-06
BY: **S. M. TUMA**, M. GALINAS
(By Request – Director of Public Service)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF
PUBLIC SERVICE TO ENTER INTO A CONTRACT UNDER
THE STATE OF OHIO COOPERATIVE PURCHASE PROGRAM
FOR THE PURCHASE OF SODIUM CHLORIDE (ROCK SALT),
AND DECLARING AN EMERGENCY

THIRD READING CONTINUED:

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 131-06 as follows: In Section 1., Line 4., after the word "submitted" insert the words "in a form approved by the Law Director". Delete "2006". Also moved to waive Rule 51 and place Ordinance No. 131-06 on Third Reading as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 131-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 131-06 is adopted as amended.

ORDINANCE NO. 173-06 5/1/06 L-173-06
BY: **S. M. TUMA**, M. GALINAS, S. P. BRENNAN
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT UNDER THE STATE OF OHIO COOPERATIVE
PURCHASE PROGRAM FOR SERVER HARDWARE
REPLACEMENT, OPERATING SYSTEM UPGRADES AND
INTERNET MANAGEMENT SPYWARE FOR THE PARMA
JUSTICE CENTER, AND DECLARING AN EMERGENCY

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 173-06 as follows: In Section 1., Line 2., change "Ohio Systems of Cleveland, Inc." to "Open Systems of Cleveland, Inc.". Also moved to waive Rule 51 and place Ordinance no. 173-06 on Third Reading for passage as amended. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 173-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 173-06 is adopted as amended.

SUSPENSION OF THE RULES:

RESOLUTION NO. 191-06 6/5/06 L-192-06
BY: **M. GALINAS**

A RESOLUTION IN SUPPORT OF SENATE BILL NO. 245
TO INCREASE THE PENALTIES FOR PUBLIC INDECENCY
WHEN THE VICTIM IS A MINOR AND THE OFFENDER
HAS A PREVIOUS PUBLIC INDECENCY CONVICTION, AND
DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day, to refer Resolution No. 191-06 to the Public Safety Committee. Motion carried.

SUSPENSION OF THE RULES CONTINUED:

RESOLUTION NO. 192-06

6/5/06

L-193-06

BY: **R. J. JECH**

A RESOLUTION IN SUPPORT OF HOUSE BILL NO. 576
TO PROVIDE COLLEGE TUITION WAIVERS TO SPOUSES
AND QUALIFYING FORMER SPOUSES OF MEMBERS OF
UNITED STATES ARMED FORCES KILLED IN THE
LINE OF DUTY IN COMBAT ZONE AFTER MAY 7, 1975,
AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day, to refer Resolution No. 192-06 to the Governmental Operations Committee. Motion carried.

RESOLUTION NO. 193-06

6/5/06

L-194-06

BY: **R. J. JECH**, B. DAY, M. GALINAS, L. NAPOLI, K. A. RAMSER, T. J. REGAS, S. M. TUMA,
S. P. BRENNAN, N. J. CELEBREZZE

A RESOLUTION IN SUPPORT OF OHO REVISED CODE
SECTION 4511.47 KNOWN AS THE "WHITE CANE LAW",
AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 193-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 193-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 193-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Resolution No. 193-06 is adopted.

ORDINANCE NO. 206-06

6/5/06

L-207-06

BY: **M. GALINAS**, B. DAY, R.J. JECH, L. NAPOLI, K. A. RAMSER, T. J. REGAS, S. M. TUMA,
S. P. BRENNAN, N. J. CELEBREZZE

(By Request – Safety Director)

AN ORDINANCE CREATING THE POSITION OF PROPERTY
AND EVIDENCE/FACILITIES MANAGER AT THE PARMA
POLICE DEPARTMENT, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 206-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 206-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

SUSPENSION OF THE RULES CONTINUED:

Safety Director Baeppler – Stated this is in an effort to streamline the operation at the Justice Center and also make more Police Officers available on the street. Presently, two positions have been combined. Also, we keep one Officer and three Policemen in the property room to take care of property issues and maintain the evidence. Additionally, we also have a full-time Supervisor in charge of housekeeping and custodial services at the Justice Center. That position is currently not being filled because that man is on extended sick leave and probably will not be back. The total salary between the two is well in excess of \$100,000. We are also looking to streamline our evidence maintenance and make it much more stringent by computerizing it by the use of bar codes. It will be a big time saver for the Officers who are bringing in multiple pieces of evidence. We are looking to combine those two positions with a person that's qualified computerwise and otherwise, programming and supervisory, to handled both of those positions. Both of those positions are compatible.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 206-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 206-06 is adopted.

ORDINANCE NO. 209-06 6/5/06 L-211-06

BY: **S. M. TUMA**

(By Request – Auditor)

AN ORDINANCE TO AMEND THE 2006 PERMANENT
APPROPRIATIONS OF THE CITY OF PARMA, OHIO,
AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 209-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 209-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 209-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 209-06 is adopted.

ORDINANCE NO. 210-06 6/5/06 L-212-06

BY: **S. M. TUMA**

(By Request – Auditor)

AN ORDINANCE AUTHORIZING THE TRANSFER OF
APPROPRIATIONS WITHIN THE 2006 PERMANENT
APPROPRIATIONS OF THE CITY OF PARMA, AND
DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 210-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

SUSPENSION OF THE RULES CONTINUED:

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 210-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 210-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 210-06 is adopted.

RESOLUTION NO. 211-06 6/5/06 L-213-06

BY: **S. M. TUMA**

(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S POST
CERTIFICATION OF REQUISITIONS AS DETAILED IN
EXHIBIT "A", AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Resolution No. 211-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 211-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 211-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Resolution No. 211-06 is adopted.

RESOLUTION NO. 212-06 6/5/06 L-214-06

BY: **S. M. TUMA**

(By Request – Auditor)

A RESOLUTION APPROVING THE CITY AUDITOR'S CASH
ADVANCES, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct Reading of Resolution No. 212-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Resolution No. 212-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Auditor Kish – Stated, these are the repayment of advances from the prior year. A lot of these funds are paying back advances, or loans, to the General Fund and to the Capital Improvement Account that were advanced to them at year-end so that they would finish with a 0 balance or better. After the close of the books, we repay those advances. Some of those funds have already received the money from their grants, so they are whole. We advance a lot of

SUSPENSION OF THE RULES CONTINUED:

funds that are waiting on grant proceeds but haven't received them yet. This is just to clean up that year-end loan that we've made to these various funds. It is a routine thing.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Resolution No. 211-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Resolution No. 212-06 is adopted.

ORDINANCE NO. 215-06 6/5/06 L-168-06

BY: **N. J. CELEBREZZE**, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI, K. A. RAMSER,
T. J. REGAS, S. M. TUMA, S. P. BRENNAN

AN ORDINANCE TO ENACT SECTION 630.035 "PARENTAL
RESPONSIBILITY TO SUPERVISE A MINOR" OF THE
CODIFIED ORDINANCES OF THE CITY OF PARMA, AND
DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 215-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 215-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Councilman Celebrezze – Stated, this Ordinance makes parents responsible for their delinquent children's acts. Not only will this allow the Courts to make parents who didn't take reasonable care in making sure that their children weren't getting in trouble responsible, but the Court will now have the ability to make them pay for the restitution of their acts. It will also enact a new crime of failing to supervisor a minor.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 215-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 215-06 is adopted.

ORDINANCE NO. 216-06 6/5/06 L-209-06

BY: **K. A. RAMSER**, B. DAY, M. GALINAS, R. J. JECH, L. NAPOLI, T. J. REGAS, S. M. TUMA,
S. P. BRENNAN, N. J. CELEBREZZE
(By Request – Service Director)

AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
SERVICE TO ENTER INTO A CONTRACT FOR THE PURCHASE
OF A 30' X 76' ENWOOD SHELTER AND A 25' DIAMETER
CAROLINE GAZEBO AT JAMES DAY PARK, AND DECLARING
AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 216-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 216-06 be placed on final passage?

SUSPENSION OF THE RULES CONTINUED:

Yes: Day Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 216-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Brennan, Celebrezze.

No: None; Ordinance No. 216-06 is adopted.

ORDINANCE NO. 217-06 6/5/06 L-217-06

BY: **R. J. JECH**, B. DAY, M. GALINAS, L. NAPOLI, K. A. RAMSER, T. J. REGAS, S. M. TUMA,
S. P. BRENNAN, N. J. CELEBREZZE

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT
FOR CONSTRUCTION SITE TESTING FOR FIRE STATION
#1, LOCATED AT 3311 SNOW ROAD IN THE CITY OF PARMA,
AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 217-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 217-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 217-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 217-06 is adopted.

ORDINANCE NO. 218-06 6/5/06 L-218-06

BY: **R. J. JECH**, B. DAY, M. GALINAS, L. NAPOLI, K. A. RAMSER, T. J. REGAS, S. M. TUMA,
S. P. BRENNAN, N. J. CELEBREZZE

(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A CONTRACT
FOR CONSTRUCTION SITE TESTING FOR FIRE STATION #2,
LOCATED AT 3311 SNOW ROAD IN THE CITY OF PARMA, AND
DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct Reading of Ordinance No. 218-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 218-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

SUSPENSION OF THE RULES:

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 218-06.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 218-06 is adopted.

ORDINANCE NO. 220-06

6/5/06

L-222-06

BY: **S. M. TUMA**

AN ORDINANCE LEVYING SPECIAL ASSESSMENTS FOR IMPROVEMENTS TO PORTIONS OF WEST PLEASANT VALLEY ROAD IN THE CITY OF PARMA, CONSISTING OF THE CONSTRUCTION OF SANITARY SEWERS TOGETHER WITH ALL NECESSARY APPURTENANCES THERETO, AND DECLARING AN EMERGENCY

Mr. Germana – Shall the statutory provision and Rule 47 requiring the full and distinct reading of Ordinance No. 220-06 on three different days be dispensed with?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Mr. Germana – Shall Rule 44 requiring reference to Committee be dispensed with and Ordinance No. 220-06 be placed on final passage?

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 220-06 by accepting Exhibit "A". Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 220-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 220-06 is adopted as amended.

LEGISLATION TO BE TABLED:

RESOLUTION NO. 37-06

2/6/06

L-37-06

BY: **R. J. JECH**

A RESOLUTION URGING THE STATE LEGISLATURE TO CONSIDER INTRODUCING A LAW SIMILAR TO THE STATE OF NEW YORK RELATIVE TO TEENAGERS RECEIVING A TEMPORARY DRIVING PERMIT AT THE AGE OF 16 YEARS OLD, AND DECLARING AN EMERGENCY

Motion made by Councilman Brennan, seconded by Councilman Day, to Table Resolution No. 37-06. Motion carried.

Motion made by Councilman Day, seconded by Councilman Brennan, to Reconsider Resolution No. 37-06. Motion fails. Resolution No. 37-06 is Tabled.

LEGISLATION TO BE RECONSIDERED:

ORDINANCE NO. 91-06 3/6/06 L-90-06
BY: R. J. JECH, S. M. TUMA, S. P. BRENNAN, N. J. CELEBREZZE, B. DAY, M. GALINAS,
K. A. RAMSER, T. J. REGAS, L. NAPOLI
(By Request – Safety Director)

AN ORDINANCE AUTHORIZING THE MAYOR AND THE
DIRECTOR OF PUBLIC SAFETY TO ENTER INTO A
CONTRACT WITH THE LOWEST AND BEST BIDDER
FOR FLOORING FOR FIRE STATION #2, LOCATED AT
3311 SNOW ROAD IN THE CITY OF PARMA, AND
DECLARING AN EMERGENCY

Motion made by Councilman Day, seconded by Councilwoman Galinas, to Reconsider Ordinance No. 91-06. Motion carried.

Motion made by Councilman Tuma, seconded by Councilman Day, to amend Ordinance No. 91-06 as follows: In Section 1., Line 5., change the bid price from \$73,000.00 to \$37,000.00. Motion carried.

Motion made by Councilman Brennan, seconded by Councilman Day, to adopt Ordinance No. 91-06 as amended.

Yes: Day, Galinas, Jech, Napoli, Ramser, Regas, Tuma, Brennan, Celebrezze.

No: None; Ordinance No. 91-06 is adopted as amended.

APPOINTMENTS AND CONFIRMATIONS

Motion made by Councilman Ramser, seconded by Councilman Day, to re-appoint Mr. Joseph Walick to the Building Board of Appeals and Ms. Sandra Boskovitch to the Fair Housing Review Board. Motion carried.

PUBLIC SESSION

Martin Drabeck, 7696 Cecilia Drive – Stated, two weeks ago he listened to the presentation by the County Engineer. Stated, in 1992 there was an additional tax proposed for the purpose of renovating the sanitary and storm sewer system of the City of Parma. It was defeated. Stated, the people are tired of taxes and fees. Asked about the residents of Pleasant Valley who are just getting their sewers in. Do they have another fee to pay? Concerning Maple Drive, etc., they will be assessed and then they will be charged the same fees. This is a service that the City has provided right along. Since we don't have the money, let's outsource it and dip into the people's pockets and extort the money, which will be about \$100 a year. Stated, this is wrong. What do we do next? Let's outsource the Police Department, Fire Department, and City Council. Asked where does it stop?

Dennis Kemp – bottom of Sarasota Drive hill – Stated, he tried to e-mail Council and the Mayor asking that the City do right by the residents at the bottom of Sarasota Drive hill. What that means is that when the sewer and sanitary systems were installed about 30-35 years ago, it was a single line that ran up and down Sarasota Drive. Approximately 25 years ago side streets were added. The lines from that 3 in 1 were not to State Road were not enlarged. There are three similar lines feeding into a single line which carried that water to State Road. It has caused significant flooding at times. One house got black mold from this. The owner went belly up, the bank went belly up, it was passed on to HUD, etc. Stated he has talked to 4 Mayors and 4 City Councils and 4 City Engineers and 4 Council representatives about this. Stated, he is asking the same thing because there is more urgency now because of the fact that the potential exists for a portion of this problem, the sanitary part of it, to be turned over to the County as the beginning

PUBLIC SESSION CONTINUED:

of next year. We have waited 20 years for a resolution and he is afraid that this will go on for another 20 years.

Joseph Valachuck, Fairlawn Drive – Stated, Councilwoman Galinas has been working with him. There is a company that is working on Commerce Parkway that has a second shift running. They continuously leave the back door open. It is a 20-foot receiving door, and the noise circulates through all the backyards. The residents have asked them to close the door. They refuse to close it and won't cooperate. Stated, it looks very unsightly back there. The residents can smell the oil from the machine shop and have requested that it be cleaned up. The company has refused. Stated, the Police have been there numerous times for the noise. The last time they were out there, they cited them for noise violation. Nothing has changed. The doors are still open. Asking for some type of help because the residents cannot even use their backyards anymore.

Meretis Litman, 7309 Greenleaf Avenue – Stated a few volunteers had a wonderful memorial service at York Street Cemetery last Monday. Stated, it is a very historical cemetery, and Davey Tree Service puts out a newsletter and has featured this cemetery in it. Passed out the news letter to the Council. Asked that the City visit the cemetery some time. There are six veterans buried there, beginning with the Revolutionary War. Asked about the CERT Program. Stated, she hopes it is coming and will protect the citizens in case of an emergency. Asked if the City has a program to inspect homes to see if they need rewiring.

Mike Nemeth, Fairlawn Drive – Lives behind the bolt and tool company on Commerce Drive. Stated, this company needs to be more quiet. There is noise day and night – 18-20 hours a day. Stated, he was told by the Dispatcher at the Police State that this company can make as much noise as they want, as long as it is not music. Stated, they cannot sleep with the windows on the house open. Very disturbing. If this company would just close the door, the problem would be solved. Stated, they do not want to cooperate.

MISCELLANEOUS BUSINESS

Mayor DePiero – Stated, he will have the Safety Director address the issue on Fairlawn Drive. We are attempting to address it. The Law Director is also involved. With regard to Mr. Kemp's issue on Sarasota, Mr. Deichmann has been looking at it. A Resolution was passed about 3-4 months ago. We applied for Issue 2 money for this project. We haven't received notification as to whether or not this will be funded. Reminded everyone about the ground-breaking ceremonies for Fire Stations #1 and #2. Today, at St. Francis DeSales Parish, the Priests blessed a new garden that the children created. It was a nice ceremony. Stated he was at St. Sava's Serbian Parish for a nice ceremony in Ward 9. Also, he was at St. Bridget's Church for their Anniversary. Reminded everyone about the Chamber of Commerce Rib & Rock this weekend and the Third Annual Run/Walk for charity for the Holy Family Cancer Home in memory of Carmelita Thomas.

Safety Director Baeppler – Stated, relative to the Fairlawn complaint, that is being reviewed by the Law Director for the last week. They are trying to reach a resolution. We recognize the fact that it is the extension of hours and the second shift that is causing the problems.

Service Director Higgins – Stated, he brought the County in to update Council on our sewer system. They are bringing forth some interesting information about our system and our lack of maintenance of it, the video tape responsibility that we have, and the maintenance that

MISCELLANEOUS BUSINESS CONTINUED:

we can do to prevent capital headaches in the future, etc. The City has not been maintaining the sewers. Mr. Deichmann has stated that the sewers have not been maintained by the City in the last 30 years. Thanked Council for passing Ordinance No. 236-05 – the Rubbish Packer – and also Ordinance No. 216-06 – the shelter and gazebo. In the future we hope to move our band concerts from Ridgewood to James Day Park.

Treasurer Zielinski – No comment.

Law Director Dobeck – No comment.

Auditor Kish – No comment.

Councilman Day – No comment.

Councilwoman Galinas – Thanked the Mayor and Mr. Germana for their attendance at St. Bridget's Church on their jubilee. It was a nice event. Stated that the Memorial Day Parade was very nice. In regard to the Fairlawn residents and the tool/bolt company making noise, stated this government, the Administration, and she are looking at it. Hopefully this will be resolved soon. Thanked everyone for their condolences on the death of her father.

Councilman Jech – No comment.

Councilman Napoli – No comment.

Councilman Ramser – Thanked Service Director Higgins for helping him in his Ward. Also thanked Mayor DePiero and Assistant Building Commissioner Don Graves for their help. Condolences to Councilwoman Galinas on the death of her father. In connection with the American Legion, stated you cannot say enough about that group. We are all free in this Country because of the Veterans. Thanked Clerk of Council Mastroianni for his help.

Councilman Regas – No comment.

Councilman Tuma – Congratulate to all who received recognition from the City this evening. Commended the Mayor on the new tradition of presenting a key to the City. Commended the Service Director and Safety Director for their hard work. Stated that he had a situation with noise from a cleaning truck in Parmatown. Stated, he is working with Parmatown on that.

Councilman Brennan – Condolences to Councilwoman Galinas and her family. Stated tonight he introduced a Resolution to rename Gerald Park to Jerry Stano Park. Stated, he feels Mr. Stano is deserving of this because he was a Councilman for several terms, State Representative, and State Senator. He continues to serve our City on the Board of Zoning Appeals. Concerning the legislation for the Andrew Boyko Scholarship, stated last year he had the idea of having a City scholarship. This will not cost the City of Parma any money. The money will be raised through a fund raiser. Commended the Mayor on his program to give the key to the City to deserving residents.

Councilman Celebrezze – Thanked his colleagues on Council for their support of Ordinance No. 215-06. Congratulated all the graduates in the City of Parma – grade school, high school, college, etc.

MISCELLANEOUS BUSINESS CONTINUED:

Mr. Germana – In response to Mr. Drabek about the outsourcing, stated he would like to refer to it as regionalization. That means, does it make sense for us to have expensive equipment when there are 30 cities in Cuyahoga County that could share that. No decision has been made yet. There is a lot that has to be considered. This City Council has a responsibility to the people for the health and safety of the City and if it makes sense, Council will consider it. Stated, if we could take advantage of regionalization and if it makes sense, Council will possibly be considering it.

Stated that American Legion Post 703 is a fine institution. By allowing the family of Veterans to join the American Legion, it gives people the opportunity to connect in a patriotic way even if they did not serve in the military.

Stated Council will meet regularly through July 5, 2006. They are working on the concept of a split meeting where Committee Meetings and the Council Meeting will be on the same night so that they wouldn't have to meet two weeks in a row. The first Monday would be the first Committee/Council Meeting, and then the first meeting in September would be the next one.

ADJOURNMENT

Motion made by Councilman Brennan, seconded by Councilman Day, to adjourn this Regular Council Meeting. Motion carried.

CERTIFICATION

I, Thomas Mastroianni, Clerk of Council for the City of Parma, Ohio, do hereby certify this to be a true and correct copy of the Minutes of the Regular Council Meeting hold on Monday, June 5, 2006.

THOMAS MASTROIANNI
CLERK OF COUNCIL

CHARLES GERMANA
PRESIDENT OF COUNCIL

Meeting adjourned at 9:15 P.M.

Es

Minutes completed June 16, 2006

